

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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JOEL ANDERSON,

Plaintiff,

vs

9:07-CV-1184

MICHAEL LEGHORN, Captain, Eastern NY  
Correctional facility; DR. GUZMAN, Eastern  
NY Correctional Facility; and MAXINE MOE # 1,

Defendants.  
~~~~~

APPEARANCES:

JOEL ANDERSON

Plaintiff, Pro Se

03-A-3649

Wyoming Correctional Facility

PO Box 501

Attica, NY 14011

HON. ERIC T. SCHNEIDERMAN

Attorney General of the

State of New York

Attorney for Defendants

Department of Law

The Capitol

Albany, New York 12224

SHOSHANAH V. BEWLAY, ESQ.

Asst. Attorney General

DAVID N. HURD

United States District Judge

**DECISION and ORDER**

Plaintiff, Joel Anderson, commenced this civil rights action in November 2007, pursuant to 42 U.S.C. § 1983. By Report-Recommendation dated January 24, 2011, the Honorable Randolph F. Treece, United States Magistrate Judge, recommended that the

defendants' motion for summary judgment (Dkt. No. 42) be granted and this case be dismissed. No objections to the Report-Recommendation have been filed.

Based upon a careful review of the file, and the recommendations of Magistrate Judge Treece, the Report-Recommendation is accepted and adopted in all respects. See 28 U.S.C. 636(b)(1).

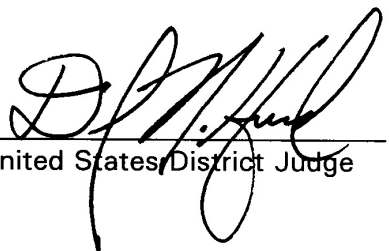
Accordingly, it is

ORDERED that

1. The defendants' motion for summary judgment (Dkt. 42) is GRANTED;
2. The plaintiff's complaint is DISMISSED; and
2. The Clerk is directed to enter judgment accordingly and close the file.

IT IS SO ORDERED.

Dated: February 15, 2011  
Utica, New York.



United States District Judge